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TERMINAL DISCLAIMER TO OBVIATE A DOUBLE PATENTING REJECTION OVER A "PRIOR" PATENT	Docet Number (Optional) CM2597C/9116.810
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In re Application of: Souter et al.

Application No.: 10769,228

Filed: January 30, 2004

For: WATER TREATMENT COMPOSITIONS

The owner, The Procter & Gamble Company, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term prior patent No. 6,827,874 B2 as the term of said prior patent is defined in 35 U.S.C. 154 and 173, and as the term of said prior patent is presently shortened by any terminal disclaimer. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of the term of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of the prior patent, "as the term of said prior patent is presently shortened by any terminal disclaimer." In the event that said prior patent later:

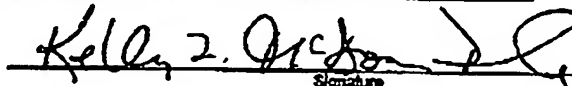
- expires for failure to pay a maintenance fee;
- is held unenforceable;
- is found invalid by a court of competent jurisdiction;
- is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321;
- has all claims canceled by a reexamination certificate;
- is reissued; or
- is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Check either box 1 or 2 below, if appropriate.

1. ☐ For submissions on behalf of a business/organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the business/organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2. ☒ The undersigned is an attorney or agent of record. Reg. No. 43,787


 Signature

October 25, 2005
 Date

Kelly McDow-Dunham
 Typed or printed name

(513) 822-0159
 Telephone Number

☒ Terminal disclaimer fee under 37 CFR 1.20(d) included.

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*Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this certification. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEE TRANSMITTAL for FY 2004

Patent fees are subject to annual revision.

Complete If Known

TOTAL AMOUNT OF PAYMENT (\$1,172.00)	Application Number	Unknown
	Confirmation Number	Unknown
	Filing Date	January 30, 2004
	First Named Inventor	Phillip Frank Souter
	Examiner Name	Unknown
	Art Unit	Unknown
Attorney Docket No.		CM2597

METHOD OF PAYMENT

1. [X] The Director is hereby authorized to charge indicated fees submitted on this form, credit any over payments, and charge any additional fee(s) during the pendency of this application to:

Deposit Account Number: 16-2480

Deposit Account Name: The Procter & Gamble Company

FEE CALCULATION

1. BASIC FILING FEE - Large Entity

Code (\$)	Fee Description	Fee Paid
1001 770	Utility filing fee	[X]
1002 340	Design filing fee	
1004 770	Reissue filing fee	
1005 160	Provisional filing fee	
SUBTOTAL (1)		(\$)[770.00]

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE - Large Entity

		Extra Claims	Fee from Below	Fee Paid
Total Claims	[28] - 20** =	[8] x	[18] =	[144]
Independent Claims	[6] - 3** =	[3] x	[86] =	[258]
Multiple Dependent				[] = []

** or number previously paid, if greater; For Reissues, see below

Code (\$)	Fee Description
1202 18	Claims in excess of 20
1201 86	Independent claims in excess of 3
1203 290	Multiple dependent claim, if not paid
1204 86	**Reissue independent claims over original patent
1205 18	**Reissue claims in excess of 20 & over original patent

SUBTOTAL (2) (\$)[402.00]

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Code (\$)	Fee Description	Fee Paid
1051 130	Surcharge-late filing fee or oath	
1052 50	Surcharge-late provisional filing fee or cover sheet	
1053 130	Non-English specification	
1812 2,520	For filing a request for <i>ex parte</i> reexamination	
1804 920*	Requesting publication of SIR prior to Examiner's action	
1805 1,840*	Requesting publication of SIR after Examiner's action	
1251 110	Extension for reply within 1 st month	
1252 420	Extension for reply within 2 nd month	
1253 950	Extension for reply within 3 rd month	
1254 1,480	Extension for reply within 4 th month	
1255 2,010	Extension for reply within 5 th month	
1401 330	Notice of Appeal	
1402 330	Filing a brief in support of an appeal	
1403 290	Request for oral hearing	
1451 1,510	Petition to institute a public use proceeding	
1452 110	Petition to revive - unavoidable	
1453 1,330	Petition to revive - unintentional	
1501 1,330	Utility issue fee (or reissue)	
1502 480	Design issue fee	
1460 130	Petitions to the Commissioner	
1807 50	Processing fee under 37 C.F.R. 1.17(q)	
1806 180	Submission of Information Disclosure Statement	
1809 770	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810 770	For each additional invention to be examined (37 CFR § 1.129(b))	
1801 770	Request for Continued Examination (RCE)	
1802 900	Request for expedited examination of a design application	
1454 1330	Acceptance of unintentionally delayed claim for priority under 35 U.S.C. 119, 120, 121, or 365 (a) or (c)	
	Other fee (specify) _____	
	Other fee (specify) _____	

* Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)[]

SUBMITTED BY		Complete (if applicable)	
Name (Print/Type)	S. Robert Chuey	Registration No.	39,140
Signature		(Attorney/Agent)	
		Telephone	(513) 634-0102
		Date	01/30/2004

This collection of information is required by 37 CFR 1.17. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P. O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.